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Paper

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UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

**CRAIG ADAMS,
PATTY P.Y. PANG, and MARINA BELEI,**

Junior Party
(08/482,785)

v.

**TAKASHI YUTSUDO,
KOICHI OKUMURA, MAKOTO IWASAKI,
AYAKO HARA, MASAMICHI KISHISHITA,
YOSHIFUMI TAKEDA, HISANAGA IGARASHI,
and YORIO HINUMA**

Senior Party
(08/188,721)

Interference 103,760

Before LEE, GARDNER-LANE, and MEDLEY Administrative Patent Judges.

GARDNER-LANE, Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662

MAILED

AUG 23 2002

**PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

I. Background

On 19 August 2002, at approximately 2:30 pm, a conference call was held with Administrative Patent Judge Sally Gardner-Lane, Adams counsel Jeffrey Auerbach, and Yutsudo counsel Maryanne Armstrong. The parties indicated that the interference had been settled, that the involved applications were now commonly assigned, and that judgment should be entered against Yutsudo. The parties indicated that Mr. Auerbach would be representing the common owner of the involved applications for the remainder of the interference.

Adams, through Mr. Auerbach, has filed a paper requesting adverse judgment against Yutsudo under 37 CFR 1.662(a) (Paper 55).

According to Adams, "all right title and interest to the YUTSUDO Application was assigned to Beckman-Coulter, Inc., the Assignee of all right title and interest in the ADAMS application" (Paper 55 at 3). A copy of what appears to be an assignment of the Yutsudo involved application to Beckman-Coulter, Inc., has been filed by Adams (Paper 54).

Accordingly, it is appropriate to enter judgment against Yutsudo as requested.

II. Order

Upon consideration of the record of the interference, it is

ORDERED that judgment on priority as to Count 1, the sole count in the interference, is awarded against senior party TAKASHI YUTSUDO, KOICHI OKUMURA, MAKOTO IWASAKI, AYAKO HARA, MASAMICHI KISHISHITA, YOSHIFUMI TAKEDA, HISANAGA IGARASHI, and YORIO HINUMA ;

FURTHER ORDERED that senior party TAKASHI YUTSUDO, KOICHI

cc (via facsimile and first class mail):

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**INTERFERENCE
DIGEST**

Interference No. 103,760 Paper No. 16
Name, Craig W. Adams et al.
Serial No. 08/482,785 Patent No. _____
Title, Recombinant Dnase B Derived From Streptococcus Pyogenes
Filed, June 7, 1995
Interference with Takashi Yutsudo et al.

DECISION ON MOTIONS

Examiner-in-Chief, Adriene Hanlon Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, Favorable Dated, 8/3/02

Court, _____ Dated, _____

REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.

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